

Hearing Date: July 30, 2015
Reply Deadline: July 20, 2015

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

RESIDENTIAL CAPITAL, LLC, *et al.*,

Debtors.

Case No. 12-12020 (MG) (Ch. 11)
(Jointly Administered)

In re:

RESCAP LIQUIDATING TRUST
MORTGAGE PURCHASE LITIGATION

Adv. Proc. No. 14-07900 (MG)

This document relates to:

Residential Funding Co. v. HSBC Mortg. Corp.
(USA), Adv. Proc. No. 14-01915 (MG)

Residential Funding Co. v. UBS Real Estate
Secs., Inc., Adv. Proc. No. 14-01926 (MG)

ResCap Liquidating Trust v. Summit Fin.
Mortg. LLC, Adv. Proc. No. 14-01996 (MG)

ResCap Liquidating Trust v. Mortg. Investors
Grp., Inc., Adv. Proc. No. 14-02004 (MG)

Residential Funding Co. v. SunTrust Mortg. Inc.,
Adv. Proc. No. 13-1820 (MG)

**MBIA INSURANCE CORPORATION'S RESPONSE TO
DEFENDANTS' MOTION TO MODIFY ORDER APPOINTING MEDIATOR**

MBIA Insurance Corporation ("MBIA"), which participated in the confidential global mediation that is the subject of Defendants' *Motion to Modify Order Appointing Mediator*, dated June 3, 2015 [Adv. Proc. No. 14-07900, D.I. 85, 86; *see also* Case No. 12-12020, D.I. 8748]

(“Motion”), by and through its undersigned counsel, hereby joins: (a) the *Response of the ResCap Liquidating Trust and Residential Funding Co. to Defendants’ Motion to Modify Order Appointing Mediator*, dated July 2, 2015 [Case No. 12-12020, D.I. 8834; Adv. Pro. No. 14-7900, D.I. 91]; and (b) *Ally Financial, Inc.’s Objection and Memorandum of Law in Opposition to Defendants Motion to Modify Order Appointing Mediator*, dated July 2, 2015 [Case No. 12-12020, D.I. 8832; Adv. Pro. No. 14-7900, D.I. 90] (together, the “Responses”). MBIA participated in the mediation, believing that this Court’s *Order Appointing Mediator* [Case No. 12-12020, D.I. 2519] would protect the confidential nature of communications made during the process. MBIA therefore urges the Court to deny the Motion, and any discovery of the mediation communications at issue in the Motion, for the reasons set forth in the Responses.

Dated: New York, New York
July 9, 2015

Respectfully submitted,

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